

AMENDED

Serial No.

ASSIGNED
54616

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

JUL 8 1996

Date of filing in State Engineer's Office - MAR 30 1990 - NEW PRIORITY DATE: APR 5 1995

Returned to applicant for correction JUN 14 1990

Corrected application filed JUN 19 1990 Map filed MAR 30 1990 under 54615

The applicant Frances Fischer

11 Mosswood Road of Berkeley
Street and No. or P.O. Box No. City or Town

California 94704 hereby make... application for permission to change the
State and Zip Code No.

Point of diversion, manner and place of use of a portion
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit 28444, Certificate 8632.
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

1. The source of water is underground
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 0.00553 cfs
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for irrigation and domestic purposes
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for irrigation
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point within the NE 1/4, NE 1/4 Section 14, T23N,
Describe as being within a 40-acre subdivision of public survey and by course and

R20E bearing South 9° West 1240 feet from the Northeast corner of said Section
distance to a section corner. If on unsurveyed land, it should be stated.

14.

6. The existing permitted point of diversion is located within SE 1/4, NW 1/4 of Section 32, T23N, R21E
If point of diversion is not changed, do not answer.

M.D.B.&M. at a point bearing North 41°59'42" East 3915.57 feet from the southwest
corner of said Section 32.

7. Proposed place of use 1.0 acre within the subject place of use E 1/4 NE 1/4 Section 14,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

T23N, R20E, M.D.B.&M.

8. Existing place of use NW 1/4 NE 1/4 Section 5, T22N, R21E M.D.B.&M.
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or

manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day

10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and

specifications of your diversion or storage works.) drilled well
State manner in which water is to be diverted, i.e. diversion structure,

ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$33,000.

13. Estimated time required to construct works 3 years.

14. Estimated time required to complete the application of water to beneficial use..... 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

For existing point of diversion and place of use refer to Parcel 37 of that map entitled "Supplementary Exhibit Map Supporting the Conveyance of water rights by MCO Properties, Inc."

By s/Michael J. Miller (agent)
3195 Mill Street
Reno, Nevada 89502
Compared. bc/ se am/se
Protested.

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit to change the point of diversion, place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 28444, Certificate 8632 is issued subject to the terms and conditions imposed in said Permit 28444, Certificate 8632 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 54615 and 54616 shall not exceed 10.0 acre-feet annually.

The total combined acreage irrigated under Permits 54615 and 54616 is limited to 2.5 acres within the described place of use.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.00553 cubic feet per second, but not to exceed 4.0 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before November 4, 1993

Proof of completion of work shall be filed before December 4, 1993

Application of water to beneficial use shall be made on or before November 4, 1996

Proof of the application of water to beneficial use shall be filed on or before December 4, 1996

Map in support of proof of beneficial use shall be filed on or before December 4, 1996

Completion of work filed..... MAR 06 1997

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No..... Issued.....

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E., State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 4th day of November

A.D. 19 91

[Signature]
State Engineer

CANCELLED FEB 08 1995 BECAUSE OF FAILURE

OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

[Signature] STATE ENGINEER

CANCELLED DEC 09 1996 BECAUSE OF FAILURE

OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

[Signature] STATE ENGINEER

Abrogated By 48315 0.00553

Can. Recorded 2.14.97